



28 SEP 2007

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In re Application of: CHANWA, et al. :
U.S. Application No.: 10/555,160 (11/718,071) : DECISION MERGING
PCT No.: PCT/US05/39395 : APPLICATION FILES
International Filing Date: 26 October 2005 :
Priority Date: 26 October 2004 :
Attorney's Docket No.: 34451-55892 :
For: TOOL STORAGE DEVICE :

This communication is in response to applicant's filing in the United States Patent Trademark Office (USPTO) of 15 June 2007.

BACKGROUND

On 26 October 2005, applicant filed in the United States Patent and Trademark Office (USPTO) papers requesting entry into the national phase of international application PCT/US05/39395, filed 26 October 2005, entitled TOOL STORAGE DEVICE. The inventors are indicated as Chanwa Nguy and Pei-Ying Lin. The attorney docket number was listed as 34451-55891.

On 29 May 2007, applicant was mailed a communication informing applicant of the need to file an executed oath or declaration of the inventor in order to proceed with national stage processing in the United States as counsel for another firm had also filed U.S. National stage papers. Applicant was afforded two months to file the document and advised that this period could be extended pursuant to 37 CFR 1.136(a).

On 15 June 2007, a declaration and power of attorney was filed appointing attorneys associated with the law firm of Levenfeld Pearlstein, LLC.

DISCUSSION

A review of applicant's filing finds that the combined declaration and power of attorney complies with 37 CFR 1.497(a)-(b)¹. As such, the firm noted above will be used as the correspondence address for all communications relating to the U.S. National stage entry of

¹ It is noted that the citizenship of inventor Nguy is listed as "None." In accordance with MPEP 605.01, applicant's statement will be accepted as satisfying 37 CFR 1.497(a)(3).

PCT/US05/39395. Because the USPTO initially assigned application number 10/555,160 as the national stage application for PCT/US05/39395, the papers filed by applicant on 26 April 2007 and assigned application number 11/718,071 will be placed in application number 10/555,160. Applicant should reference application number 10/555,160 in any future communications with the USPTO regarding the U.S. National stage entry of PCT/US05/39395. Application number 11/718,071 will be made inactive.

CONCLUSION

The application has an international filing date of 26 October 2005 under 35 U.S.C. 363 and will be given a date of **15 June 2007** under 35 U.S.C. 371(c)(1), (c)(2) and (c)(4).

This application is being forwarded to the United States Designated /Elected Office (DO/EO/US) for continued processing, specifically, 1) processing of the papers and fees filed 26 April 2007 and the combined declaration and power of attorney filed 15 June 2007, 2) updating the correspondence address for the present application and 3) the preparation and mailing of a "Notification of Acceptance" (Form PCT/DO/EO/903).



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